4420

BILL NO. S-79-03- //

SPECIAL ORDINANCE NO. S- 55-79

AN ORDINANCE amending certain sections of Chapter 24 "Sewer and Sewerage Systems" of the Code of the City of Fort Wayne, Indiana of 1974 to allow for water consumption for sprinkling for a three-month summer period.

WHEREAS, it is necessary to amend Chapter 24 of the Code of the City of Fort Wayne, Indiana of 1974, "Sewer and Sewerage Systems", to allow for water consumption for sprinkling for a three-month summer period, for residential water customers only, this usage to be exempted in computing sewer charges.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That Chapter 24, Article VI "Service Charges Based on Water Usage", Item 603 is amended to be and read as follows:

603. Exempt Water - General. Where a significant portion of the metered water does not and cannot enter the sewerage system, either directly or indirectly, the person having charge of the property may request permission from the City to install at his own expense either an approved meter or meters to determine the quantity of water that cannot enter the sewerage system or an approved sewage-measuring device or devices to determine the volume of sewage that actually enters the sewerage system; when appropriate, the City reserves the right to determine by whatever other means and methods it may find practicable the percentage of the property's metered water that enters the sewerage system. In any case the service charge shall be based on the quantity of water that can or actually does enter the public sewers but in no case shall it be less than the minimum charge for the class of user served.

SECTION 2. That Chapter 24, Article VI "Service Charges Based on Water Usage", is hereby amended by adding thereto the following:

605. Exempt Water Sprinkling. A residential water consumer shall be billed for sewage service beginning with the billing of District 19 around the beginning of July and ending with the billing of District 17 around the beginning of October as follows: The monthly sewage charge shall be the lesser of a charge based on the actual (or estimated water consumption) or a charge based on twice the consumer's average monthly consumption during the prior bimonthly meter reading period. This bimonthly period begins with the reading or estimating of District 19 around the middle of March. A new account without a bimonthly meter reading period prior to the exempt water sprinkling period shall be billed the lesser of a charge based on the actual (or estimated water consumption) or a charge based on twice the minimum sewage rate during the sprinkling period. A water consumer without an actual read at the end of the exempt water sprinkling period shall be allowed a sewer credit based on an average monthly usage as computed from the date of the Utilities' last actual read to the date of the Utilities' actual read made after the end of the exempt water sprinkling period.

The provisions of this section shall not apply to any residential water consumers who use any part of their water for any commercial or industrial purpose. In no case, however, shall the sewage charge be less than the minimum for the water meter size installed.

SECTION 3. That this Ordinance shall be in full force and effect upon passage and approval by the Mayor.

Councilman

APPROVED AS TO FORM
AND LEGALITY,

CITY ATTORNEY

Read the first time in full and on motion by Burns, seconded by V. Schmidt, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and ~~the City Plan Commission~~ for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19__, at _____ o'clock _____ M.,E.S.T.

DATE: 3-13-79 Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Burns, seconded by Hinga, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	5	3		1	
BURNS	✓				
HINGA	✓				
HUNTER Pass 1st Time		✓			
MOSES				✓	
NUCKOLS		✓			
SCHMIDT, D.	✓				
SCHMIDT, V.		✓			
STIER	✓				
TALARICO	✓				

DATE: 3-27-79 Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~ZONING MAP~~) (~~GENERAL~~) (~~ANNEXATION~~) (SPECIAL) (~~APPROPRIATION~~) ORDINANCE (~~RESOLUTION~~) No. S-55-79 on the 27th day of March, 1979.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

James S. Stier
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 28th day of March, 1979, at the hour of 11:30 o'clock A M.,E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 29th day of March, 1979 at the hour of 3 o'clock P M.,E.S.T.

Robert E. Armstrong
MAYOR

Mr. Stanczak
Mar. 27

S-79-03-11

Bill No. _____

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance amending certain sections of Chapter 24 "Sewer and Sewerage Systems" of the Code of the City of Fort Wayne, Indiana of 1974 to allow for water consumption for sprinkling for a three-month summer period

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance do PASS.

PAUL M. BURNS - CHAIRMAN

SAMUEL J. TALARICO - VICE CHAIRMAN

VIVIAN G. SCHMIDT

DONALD J. SCHMIDT

JAMES S. STIER

3-27-79
DATE

CHARLES W. WESTERMAN, CITY CLERK

AMENDMENT & ADDITION TO ARTICLE VI. SERVICE CHARGES BASED ON WATER USAGE OF CHAPTER 24 OF FORT WAYNE MUNICIPAL CODE, SEWERS & SEWERAGE SYSTEM

603. Exempt Water - General, 1st sentence, delete the phrase - "and where the quantity of water entering the premises averages more than 2000 cubic feet per month",

605. Exempt Water Sprinkling. A residential water consumer shall be billed for sewage service beginning with the billing of District 19 around the beginning of July and ending with the billing of District 17 around the beginning of October as follows: The monthly sewage charge shall be the lesser of a charge based on the actual (or estimated water consumption) or a charge based on twice the consumer's average monthly consumption during the prior bimonthly meter reading period. This bimonthly period begins with the reading or estimating of District 19 around the middle of March. A new account without a bimonthly meter reading period prior to the exempt water sprinkling period shall be billed the lesser of a charge based on the actual (or estimated water consumption) or a charge based on twice the minimum sewage rate during the sprinkling period. A water consumer without an actual read at the end of the exempt water sprinkling period shall be allowed a sewer credit based on an average monthly usage as computed from the date of the Utilities' last actual read to the date of the Utilities' actual read made after the end of the exempt water sprinkling period.

The provisions of this section shall not apply to any residential water consumers who use any part of their water for any commercial or industrial purpose. In no case, however, shall the sewage charge be less than the minimum for the water meter size installed.

use of suitable continuously monitoring instruments in appropriate cases. Samples shall be collected either manually or by approved mechanical devices and in such a manner as to be representative of the overall composition of the wastes.

The installation, operation, and maintenance of sampling facilities shall be the responsibility of the person discharging the wastes and shall be subject to the approval of the Board of Public Works. Access to sampling facilities shall be granted at all times to the Superintendent or his duly authorized representative.

Where a person's operations have security measures in force which require proper identification and clearance before entry onto said perons's property is granted, such person or persons shall make the necessary arrangements with their security guards that upon showing proper identification personnel from the City will be permitted to enter, without delay for the purpose of obtaining samples of wastes or monitoring of wastes being discharged at various sampling points or the person or persons shall install suitable sampling manholes outside of the security limits, which will at all times be immediately available to City personnel.

504. Waste Analyses. Laboratory procedures used in the examination of industrial wastes shall be those set forth in "Standard Methods" or "Guidelines Establishing Test Procedures for Analysis of Pollutants" as set forth in Federal Registers 40 CFR-136 dated October 16, 1973. However, alternative methods for certain analyses of industrial wastes may be used subject to mutual agreement between the Superintendent and the user. The City shall make, without charge to the user, the initial analysis and regular periodic check analyses of the user's wastes as well as other tests the Superintendent may deem advisable. Analyses made by the City at the request of the user shall be charged to the user according to the Utility's standard work order billing practices. All such analyses shall be binding in determining strength-of-wastes surcharges and other matters dependent upon the character and concentration of wastes.

505. Use of Representative Analyses. Until an adequate analysis of a representative sample of user's wastes has been obtained, the City may, for the purpose of this ordinance, make a determination of the character and concentration of his wastes by using data based on analyses of similar processes or data for his type of business that are available from the United States Environmental Protection Agency or from industry-recognized authoritative sources. This method, if selected by the City, shall continue at the City's pleasure or until an adequate analysis has been made.

Article VI. Service Charges Based on Water Usage

601. Water Obtained from the City's Water Utility. The charges made for sewerage service rendered to each lot, parcel of real estate or building having any connection with the City's sewerage system or otherwise discharging sewage into that system, either directly or indirectly, shall be based upon the quantity of water presumed to enter the public sewers after being used in or on the property, as

the quantity is measured by the water meter or meters there in use by the City's Water Utility, except as herein otherwise provided.

602. Water Obtained from Other Sources. Where the property obtains any part or all of the water used from sources other than the City's Water Utility, the owner or the tenant may be required by the City to install and maintain at his own expense a meter or meters acceptable to the City for the purpose of measuring the quantity of water obtained from these other sources, or the City may determine the quantity of such water by whatever means and methods it may find practicable.

603. Exempt Water - General. Where a significant portion of the metered water does not and cannot enter the sewerage system, either directly or indirectly, and where the quantity of water entering the premises averages more than 2000 cubic feet per month, the person having charge of the property may request permission from the City to install at his own expense either an approved meter or meters to determine the quantity of water that cannot enter the sewerage system or an approved sewage-measuring device or devices to determine the volume of sewage that actually enters the sewerage system; when appropriate, the City reserves the right to determine by whatever other means and methods it may find practicable the percentage of the property's metered water that enters the sewerage system. In any case the service charge shall be based on the quantity of water that can or actually does enter the public sewers but in no case shall it be less than the minimum charge for the class of user served.

delete →

604. Metering of Sewage. The City may require a person to install and maintain at his own expense an approved device to measure directly the volumes of wastes discharged to the sewerage system if these volumes cannot otherwise be determined from the metered-water consumption records. The City shall inspect and approve such installations and no such service, once installed, shall be removed without the City's approval.

Add. → 605.

Article VII. User Charges

701. User Volume Charges. The water usage schedule upon which charges for services rendered by the Sewer Utility shall be based on water consumption unless otherwise metered or exempted in accordance with the following user classifications and the following charges for services for each such classification:

Service Charge (cents per 100 cu. ft.)	Class of User Domestic	Manufacturing
Treatment	9.6	9.6
Conveyance, Collection, Billing	18.5	14.3
Capital	4.2	3.2
Total User Charge	32.3	27.1

4392

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Zoning Ordinance Amendment 3-75-02-34

DEPARTMENT REQUESTING ORDINANCE Long Range Planning & Zoning - CD&P

SYNOPSIS OF ORDINANCE A parcel of land containing 5.495 acres located at the Northeast end of Projects Drive; 860'+ West of Coldwater Road; 800'+ East of Speedway Drive and 250'+ South of Northeast Drive.

EFFECT OF PASSAGE Property is now zoned B-1 District - Limited Business. Property will become M-2 District - General Industrial.

EFFECT OF NON-PASSAGE Property will remain B-1 District - Limited Business.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

(ASSIGN TO COMMITTEE (J.N.) Regulations

4420

TITLE OF ORDINANCE SPECIAL ORDINANCE - AMENDMENT & ADDITION TO CHAPTER 24 OF FORT WAYNE MUNICIPAL CODE SEWERS & SEWERAGE SYSTEM

DEPARTMENT REQUESTING ORDINANCE BOARD OF PUBLIC WORKS S-79-03-11

SYNOPSIS OF ORDINANCE AMENDMENT & ADDITION TO CHAPTER 24 OF FORT WAYNE MUNICIPAL CODE SEWERS AND SEWERAGE SYSTEM, I. E. AS FOLLOWS:

AMENDMENT:

ARTICLE VI. SERVICE CHARGES BASED ON WATER USAGE, ITEM 603. EXEMPT WATER - GENERAL. First sentence, delete the phrase - "and where the quantity of water entering the premises averages more than 2000 cubic feet per month",

ADDITION:

ARTICLE VI. SERVICE CHARGES BASED ON WATER USAGE, ADDITION OF ITEM 605. EXEMPT WATER SPRINKLING

(ATTACHED COPIES OF ARTICLE VI. SERVICE CHARGES BASED ON WATER USAGE, REFERRED TO ABOVE AND AND AMENDMENT & ADDITION PAGE REGARDING ITEM 603 & ITEM 605.)

EFFECT OF PASSAGE AMENDMENT TO FORT WAYNE MUNICIPAL CODE SEWERS & SEWERAGE SYSTEM TO ALLOW FOR WATER CONSUMPTION FOR SPRINKLING FOR A THREE MONTH SUMMER PERIOD, FOR RESIDENTIAL WATER CUSTOMERS ONLY. THIS USAGE WILL BE EXEMPTED IN COMPUTING SEWER CHARGE.

EFFECT OF NON-PASSAGE PRESENT METHOD OF BILLING WATER CUSTOMERS WILL BE MAINTAINED

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) UTILITY STAFF ESTIMATES PASSAGE WILL INCREASE UTILITY OPERATING COSTS BY $29,900. AND REDUCE UTILITY REVENUES BY $46,036. IN 1979. THIS WILL RESULT IN A NET "COST" TO THE UTILITY OF $75,936. IN 1979.

ASSIGNED TO COMMITTEE

EP